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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/511,676

08/10/2005

Miko Mihelic

30238-420

6346

45263

7590

05/26/2009

MITCHELL P. BROOK  
LUCE, FORWARD, HAMILTON & SCRIPPS LLP  
11988 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130

EXAMINER

BOEHLER, ANNE MARIE M

ART UNIT

PAPER NUMBER

3611

MAIL DATE

DELIVERY MODE

05/26/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
I. 10511676	10/15/2004	MIHELIC, MIKO	30238-420

MITCHELL P. BROOK  
LUCE, FORWARD, HAMILTON & SCRIPPS LLP  
11988 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130

**EXAMINER**

Anne Marie M . Boehler

**ART UNIT****PAPER**

3611

20090522

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

Applicant's reply, filed on 2/17/09, is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicant has amended the application well beyond the informalities noted in the previous Office Action. Applicant is reminded that prosecution was closed in that Office Action in accordance practice under Ex Parte Quayle, 25 USPQ 74, 453 O.G. 213, (Comm'r Pat. 1935). Therefore, applicant's extensive revision of claim 1, including the removal of critical elements in the claim, and the addition of claims 20-22, is an impermissible attempt to reopen prosecution. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

The information disclosure statement filed 5/6/2009 fails to comply with 37 CFR 1.97(d) because it lacks the fee set forth in 37 CFR 1.17(p). It has been placed in the application file, but the information referred to therein has not been considered. As noted above, the previous Office Action closed prosecution, in accordance with practice under Ex Parte Quayle, therefore, the certification and fee were required.

/Anne Marie M Boehler/  
Primary Examiner, Art Unit 3611